

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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AUG 23 1994

In the Matter of)

)
Amendment of Section 73.606(b).)
Table of Allotments,)
TV Broadcast Stations.)
(Waimanalo, Hawaii))

MM Docket No. 94-52
RM-8473

To: Chief, Allocations Branch
Mass Media Bureau
Mail Stop 1800D5

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REPLY COMMENTS OF HTV/HTN/HAWAIIAN TELEVISION NETWORK, INC.

1. Joyce Cathcart, the petitioner in RM-8473, properly filed initial comments in the above-captioned proceeding, restating her present intention to file an application for construction permit if Channel 56 is allotted to Waimanalo as proposed in the Notice of Proposed Rule Making.

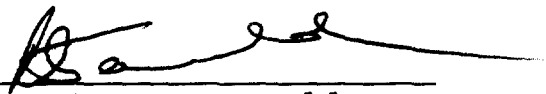
2. HTV/HTN/Hawaiian Television Network, Inc. ("HTV/HTN"), a Hawaii-based corporation, is also interested in the allotment and takes this occasion to express its own intention to file an application for a construction permit and to build a station if authorized on Channel 56 at Waimanalo. Thus if Ms. Cathcart in the future withdraws her expression of interest, HTV/HTN urges the Commission to make the allotment in any event, based on HTV/HTN's expression of interest.

3. HTV/HTN has also filed comments in MM Docket No. 94-30, expressing an interest in a proposed TV channel allotment at Kaneohe, Hawaii, and MM Docket No. 94-53, expressing an interest in a proposed allotment at Kailua, Hawaii. HTV/HTN recognizes

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that under Section 73.3555 of the Commission's Rules, it cannot be the licensee of more than one full power TV station if the Grade B contours of the stations overlap. It will determine which application or applications to pursue among the three proposed new Hawaii allotments, in compliance with Section 73.3555, when it knows the extent to which other parties file applications, how many mutually exclusive applications are involved, and the relative strengths of the applicants.

Respectfully submitted,



Peter Tannenwald

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August 23, 1994

Counsel for HTV/HTN/Hawaiian
Television Network, Inc.

DECLARATION OF C. T. RYDER

C. T. Ryder hereby declares as follows:

1. I am President of HTV/HTN/Hawaiian Television Network, Inc. ("HTV/HTN").
2. If TV Channel 56 is allotted to Waimanalo, Hawaii, HTV/HTN intends to file an application for a construction permit to operate a station on that channel and, if authorized, to construct and operate such a station.
3. I recognize that under Section 73.3555 of the FCC's Rules, one person may not have an interest of more than a certain amount in more than one full power TV station if the Grade B contours of the stations overlap. In compliance with that rule, HTV/HTN will determine which application or applications to pursue among this allotment and proposed new allotments at Kaneohe and Kailua, Hawaii, when it knows the extent to which other parties file applications, how many mutually exclusive applications are involved, and the relative strengths of the applicants, and can thus evaluate its own prospects of winning a construction permit.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on August 11, 1994.


C. T. Ryder

CERTIFICATE OF SERVICE

I, Lucy S. Colebaugh, do hereby certify that I have, this 23rd day of August, 1994, caused copies of the foregoing "Reply Comments of HTV/HTN/Hawaiian Television Network, Inc." to be sent by first class United States mail, postage prepaid, to the following:

Ms. Joyce Cathcart
1508 Halekoa Drive
Ainakoa, HI 96821


Lucy S. Colebaugh